

#9  
12-03

2662

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/085,187
	Filing Date	February 27, 2002
	First Named Inventor	Joseph A. Kwak
	Art Unit	2662
	Examiner Name	Not Yet Known
	Attorney Docket Number	I-2-0203.4US
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Form PTO-1449 and Copies of Eighteen (18) Cited References
<input checked="" type="checkbox"/> Supplemental Information Disclosure Statement	<input type="checkbox"/> Request for Refund	<b>RECEIVED</b> NOV 05 2003 Technology Center 2600
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Frank A. Mazzeo Reg. No. 46,259
Signature	Volpe and Koenig, P.C.
Date	10/29/03

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Frank A. Mazzeo
Signature	Date 10/29/03

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RECEIVED**

NOV 05 2003

Technology Center 2600

In the **PATENT APPLICATION** of:

Joseph A. Kwak

**Application No.:** 10/085,187

**Confirmation No.:** 3548

**Filed:** February 27, 2002

**For:** METHOD FOR PHYSICAL LAYER  
AUTOMATIC REPEAT REQUEST FOR A  
SUBSCRIBER UNIT

**Group:** 2662

**Examiner:** Not Yet Known

Our File: I-2-0203.4US

Date: October 29, 2003

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
INCLUDING RULE 1.97(e)(1) AND RULE 1.704(d) STATEMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Further to Applicant's Duty of Disclosure pursuant to 37 C.F.R. §1.56, Applicant wishes to bring to the Examiner's attention the material cited on the enclosed Form PTO-1449.

Copies of all of the cited references are enclosed. References BG, BH and BL were cited in a Written Opinion in a counterpart international application.

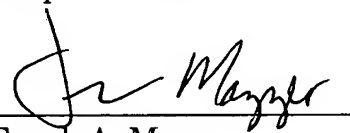
Pursuant to Rule 1.704(d), the undersigned certifies that references BG, BH and BL in this Supplemental Information Disclosure Statement (SIDS) were cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in §1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement.

Although not required since no office action has issued yet in the instant application, Applicant hereby makes a statement under 37 C.F.R.1.97(e)(1): the undersigned certifies that references BG, BH and BL contained in this SIDS were first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this SIDS.

It is respectfully requested that the Examiner consider these documents and return an initialed copy of the Form PTO-1449 indicating consideration of the cited materials.

Respectfully submitted,

Joseph A. Kwak

By   
Frank A. Mazzeo  
Registration No. 46,259  
(215) 568-6400

Volpe and Koenig, P.C.  
United Plaza, Suite 1600  
30 South 17<sup>th</sup> Street  
Philadelphia, PA 19103

FAM/sag  
Enclosures